

**UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT**

SARAH E. CUMMINGS, on behalf of herself)
and all others similarly situated,)

Plaintiff,)

v.)

Docket No. 1:12-cv-93

TEACHERS INSURANCE AND ANNUITY)
ASSOCIATION OF AMERICA – COLLEGE)
RETIREMENT AND EQUITIES FUND)
(TIAA-CREF), COLLEGE RETIREMENT)
AND EQUITIES FUND (CREF), TEACHERS)
INSURANCE AND ANNUITY)
ASSOCIATION OF AMERICA (TIAA),)
TIAA-CREF INVESTMENT)
MANAGEMENT, LLC (TCIM), TEACHERS)
ADVISORS, INC. (TAI), AND TIAA-CREF)
INDIVIDUAL AND INSTITUTIONAL)
SERVICES, LLC,)

Defendants.)

**SUPPLEMENTAL STIPULATION OF THE PARTIES
REGARDING EARLY NEUTRAL EVALUATOR**

Counsel report that they have met and conferred regarding Early Neutral Evaluation and hereby jointly stipulate and agree to participate in the Early Neutral Evaluation of this matter pursuant to Local Rule 16.1. All parties further jointly stipulate and agree to the following evaluator pursuant to Local Rule 16.1(d)(4):

Hon. Edward A. Infante (Ret.)
JAMS
Two Embarcadero Center
Suite 1500
San Francisco, CA 94111

The Early Neutral Evaluation is scheduled for November 11, 2015. The parties stipulate that the fees will be split between the parties 50/50. Judge Infante has agreed to perform the ENE in accordance with the Local Rules.

Dated: September 3, 2015

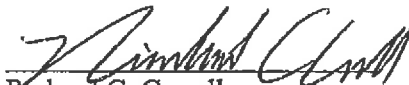
Respectfully submitted,



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Early Neutral Evaluator